

RESOLUTION NO. 12-120

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 12-07 THAT GRANTED AN ADJUSTMENT ON PROPERTY LOCATED AT **13 OLIVE DRIVE, HIALEAH, FLORIDA**; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board, at its regular meeting of September 12, 2012 entered a final decision, Decision No. 12-07, subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 12-07 granting an adjustment of 19.17 feet, as to the rear setback, where 25 feet are required, for a proposed enclosed terrace to be used for storage. The property is located at 13 Olive Drive, Hialeah, Florida, zoned R-2 (One and Two Family Residential District).

Section 2: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED AND ADOPTED this 09 day of October, 2012.


Isis Garcia-Munoz
Council President

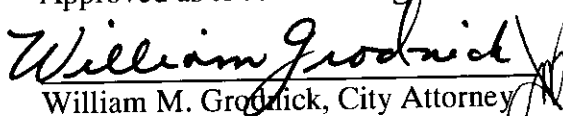
Attest:


Mabelys Rubio, Acting City Clerk

Approved on this 10 day of October, 2012.


Mayor Carlos Hernandez

Approved as to form and legal sufficiency:


William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Council Members, Caragol, Casals-Munoz, Cue-Fuente, Garcia-Martinez, Gonzalez, Hernandez and Lozano voting "Yes".

Prepared by: City of Hialeah
Planning and Zoning Division
501 Palm Avenue, Second Floor
Hialeah, Florida 33010

DECLARATION OF USE
(Single Family Residence)

Re: Final Decision

(I) (We), as owner(s) of the property herein identified, hereby agree and bind (myself) (ourselves) and (my) (our) successors, as follows:

The below-described property shall only be used as a single family residence. No addition or improvement will change the use of the property as a single family residence. There will be only one kitchen on the premises in accordance with the R-1 (One Family District) zoning regulations. (I) (We) will voluntarily allow access inside the premises, to a City of Hialeah inspector, upon reasonable notice, for the sole purpose of compliance with provisions of this Declaration of Use.

Property located at 651 Hialeah Village, Hialeah, Florida.
Lot 6 Block 26 of Esser Village 4th Add Subdivision, as recorded in Plat Book
46, Page 63, of the Public Records of Miami-Dade County, Florida. Folio
No.: 04-3117-014-0060

It is agreed that this Declaration shall be a covenant running with the land, and shall remain in full force and effect until such time as the same may be released in writing by the City of Hialeah.

Witness Signature

Christian Chavez

Print/Type Witness Name

1939 S.W. 5th St, Miami, FL 33135

Address of Witness

X Yoset Betancourt

Witness Signature

Yoset Betancourt

Print/Type Witness Name

20301 SW 17th Miami, FL 33177

Address of Witness

Owner's Signature

Abel M. Zaldivar

Print/Type Owner's Name

651 Hialeah Dr.

Address of Owner

X Arisleidy Zaldivar

Owner's Signature

Arisleidy Zaldivar

Print/Type Owner's Name

651 Hialeah Dr.

Address of Owner

STATE OF FLORIDA
COUNTY OF Miami-Dade

I HEREBY CERTIFY that on this 2nd day of October, 2012, before me, an officer duly authorized in the State of Florida and in the County of Miami-Dade, to take acknowledgments, personally appeared Arisleidy Zaldivar and Abel Zaldivar, to me known to be the person(s) described herein and who executed the foregoing instrument, and he/she/they acknowledged before me, under oath, that he/she/they executed same.

WITNESS my hand and official seal this 2nd day of October, 2012.

Notary Public, State of Florida

MARITZA GARCIA

COMMISSION # DD964826

EXPIRES: February 23, 2014



FL. Notary Disc. Assoc. Co.

(Name of Notary Public: Print, Stamp,
or Type as Commissioned)

☒ Personally known to me, or
☐ Produced identification:

Identification produced:

☐ DID take an oath
☐ DID NOT take an oath